

THE LAW FIRM OF
**OTTOSEN TREVARTHEN BRITZ
KELLY & COOPER, LTD.**

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Telephone 630.365.6441 • Facsimile 630.365.6451 • E-mail rbritz@otbkco.com

COPY

Robert J. Britz
Attorney at Law

Of Counsel
Anthony M. Peccarelli
William R. Penn

May 13, 2003

RECEIVED
MAY 13 2003Illinois Commerce Commission
RAIL SAFETY SECTION**CERTIFIED MAIL; U.S. MAIL;
and FACSIMILE**

Kevin Sharpe
Director of Processing
State of Illinois
Illinois Commerce Commission
527 E. Capitol Drive
Springfield, IL 62794-9280

APPEARANCE

Re: Petition for an Order of the Illinois Commerce Commission for the
Closure of Brundige Road, Public Grade Crossing D.O.T. #175003E at
Milepost 39.40 on the Elburn Extension of the Geneva Subdivision,
Unincorporated Area of Kane County, Illinois – *Case No. T03-0030*

Petition for an Order of the Illinois Commerce Commission for the
Closure of Pouley Road, Public Grade Crossing D.O.T. #175006A AT
Milepost 42.43 on the Elburn Extension of the Geneva Subdivision,
Unincorporated Area of Kane County, Illinois – *Case No. T03-0031*

Dear Mr. Sharpe:

My office was retained on May 9, 2003, to represent Blackberry Township Road District regarding the above matters. A petition was recently filed by Union Pacific to substitute the Road District for Kane County. The Road District only recently received notice of the May 21, 2003, hearing. It has yet to receive a copy of the underlying petitions for closure. Both the Road District and my firm need additional time to prepare for the hearing.

DOCKETED

Joliet
815.723.0601

Wheaton
630.682.0085

Woodstock
815.338.8011

THE LAW FIRM OF
**OTTOSEN TREVARTHEN BRITZ
KELLY & COOPER, LTD.**

Kevin Sharpe, Director of Processing
Illinois Commerce Commission
May 13, 2003
Page 2

Please accept this letter as my client's request for extension of the hearings. Also,
please forward to me copies of the subject petitions.

Very truly yours,



Robert J. Britz

jts
Enclosure

cc: Rod Feece, Blackberry Township
June Tate, Administrative Law Judge, Illinois Commerce Commission
Mack Schumate, Jr., Law Dept., Union Pacific

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Union Pacific Railroad Company,
Petitioner.

vs.

Kane County, State of Illinois, and Illinois
Department of Transportation,
Respondents.


T03-0031

Petition for an Order of the Illinois Commerce Commission for the
Closure of Pouley Road, Public Grade Crossing D.O.T. #175003E
at Milepost 39.40 on the Elburn Extension of the Geneva Subdivision
Unincorporated Area of Kane County, Illinois.

TO: see attached

NOTICE OF FILING

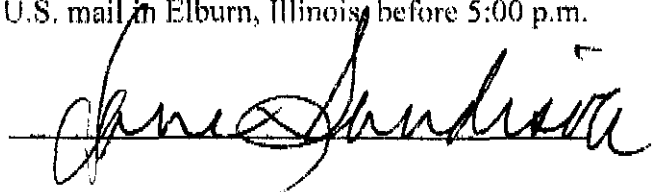
PLEASE TAKE NOTICE that on the 13th day of May, 2003, the undersigned caused to be filed with the Illinois Commerce Commission, State of Illinois, the Blackberry Township Road District's Request for Extension, along with a copy of this Notice of Filing, copies of which are attached hereto and served upon you.



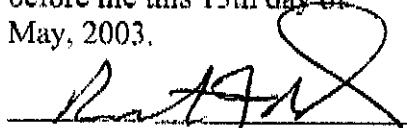
Robert J Britz
Attorney for Blackberry Township Road District
OTTOSEN TREVARTHEN BRITZ KELLY & COOPER
303 N Main Street
Elburn, IL 60119
(630) 365-6441

PROOF OF SERVICE

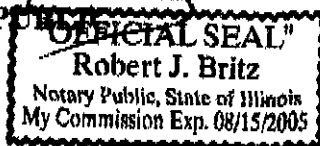
The undersigned certifies that copies of the foregoing Notice of Filing and District's Request for Extension were served upon the above named person(s) by enclosing the same in an envelope addressed to such parties at their address as disclosed by the pleadings of record herein, and by depositing same with postage prepaid in the U.S. mail in Elburn, Illinois, before 5:00 p.m. on this 13th day of May, 2003.



SUBSCRIBED and SWORN to
before me this 13th day of
May, 2003.



NOTARY PUBLIC



Robert J Britz
Attorney for Blackberry Township Road District
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Mark H. Shumate, Jr.
Senior General Attorney, Law Dept.
Union Pacific Railroad
101 N. Wacker Dr., Rm. 1920
Chicago, IL 60606-1718

June B. Tate
Administrative Law Judge
Review & Examination Program
State of Illinois
Illinois Commerce Commission
527 E. Capitol Avenue, 9th Floor
Springfield, IL 62701